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10 Attorneys for Plaintiff

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION
 14

15 KONSTANTINOS
 MOSHOGIANNIS, individually
 16 and on behalf of all others similarly
 situated,

17 Plaintiffs,

18 v.

19 USPROTECT CORPORATION,
 20 and DOE ONE through and
 including DOE ONE-HUNDRED,

21 Defendants.
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Case No: C 07-5128 JF

**JOINT STIPULATION AND
 [PROPOSED] ORDER RE. FILING
 OF FIRST AMENDED COMPLAINT**

Assigned to the Honorable Jeremy Fogel

Date Case Removed: 10/5/07
 Trial Date: None set

1 Plaintiff Konstatinos Moshogiannis and Defendant USProtect Corporation
2 Stipulate that Plaintiff may file the First Amended Complaint ("FAC") attached hereto as
3 Exhibit 1, which FAC adds a claim for relief under California Labor Code section 2699 *et*
4 *seq.*

5 By stipulating to this amendment, Defendant in no way agrees to, and instead
6 expressly reserves the right to challenge by any and all available procedural means, the
7 validity or sufficiency of each and every allegation contained in the FAC.

8
9 DATED: November 2, 2007

HARRIS & RUBLE

10
11 /s/ Alan Harris

12 Alan Harris
13 Abigail Treanor
14 *Attorneys for Plaintiff*

15 DATED: November 2, 2007

EPSTEIN BECKER & GREEN, P.C.


16
17 /s/ Matthew A. Goodin

18 Steven R. Blackburn
19 Matthew A. Goodin
20 *Attorneys for Defendant*

21 **ORDER**

22 **IT IS SO ORDERED.**

23
24 Dated: 11/9/07

25 
26 The Honorable Jeremy Fogel
27 United States District Judge
28 Northern District of California

PROOF OF SERVICE

I am an attorney for Plaintiff herein, over the age of eighteen years, and not a party to the within action. My business address is Harris & Ruble, 5455 Wilshire Boulevard, Suite 1800, Los Angeles, California 90036. On November 7, 2007, I served the within documents: **JOINT STIPULATION AND [PROPOSED] ORDER RE. FILING OF FIRST AMENDED COMPLAINT**

I served the above document(s) via United States District Court Electronic Filing Service as set for the below:

Steven R. Blackburn
Matthew A. Goodin
Epstein Becker & Green, P.C.
One California Street, 26th Floor
San Francisco, CA 94111-5427

I declare under penalty of perjury that the above is true and correct. Executed on November 7, 2007, at Los Angeles, California.

Abigail Treanor